

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
CORPUS CHRISTI DIVISION**

MARC VEASEY, *et al.*,

Plaintiffs,

v.

GREG ABBOTT, *et al.*,

Defendants.

Civil Action No. 2:13-cv-193 (NGR)

**PRIVATE PLAINTIFFS' OPPOSED MOTION FOR
MODIFICATION OF THE DEADLINE FOR FILING MOTIONS FOR
ATTORNEYS' FEES, EXPENSES, AND COSTS**

Private Plaintiffs submit this motion for modification of the date by which motions for attorneys' fees, expenses, and costs relating to this case must be filed. On May 8, 2018, on unopposed motion of the parties, the Court entered an order postponing the deadline for filing and briefing any motions for attorneys' fees, expenses, and costs relating to this case until 45 days after the time for any party to seek further appellate review of this Court's August 23, 2017 Order has lapsed, 45 days after the final disposition of any further appellate review of the Court's August 23, 2017 Order, or 45 days after entry of a final judgment by this Court, whichever is later. Order (Dkt. 1101).

Since the time the Court entered that Order, Texas filed a Motion to Dismiss (Dkt. 1107), which evidences a dispute amongst the parties as to whether a final judgment had been entered in this matter. In order to ensure that there is no ambiguity as to the date by which fee applications must be filed, Private Plaintiffs propose, without prejudice to any position taken by any party on Defendants' pending Motion to Dismiss, that the Court's prior order be modified as follows:

Any motion for attorneys' fees, expenses, and costs relating to this case will be filed no later than February 28, 2019, unless proceedings in this case are pending before any court on or after January 14, 2019, in which case the deadline for filing any motion for attorneys' fees, expenses, and costs shall be adjourned until further order of the Court. This order is without prejudice to any position taken by any party on the Motion to Dismiss (Dkt. 1107) pending before the Court.

The United States has indicated that it takes no position on this motion. Defendants have indicated that they will not consent to this motion.

Date: August 31, 2018

Respectfully submitted,

/s/ Lindsey B. Cohan

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CERTIFICATE OF SERVICE

I hereby certify that on August 31, 2018, a true and correct copy of the foregoing document was served via the Court's ECF system to all counsel of record.

/s/ Lindsey B. Cohan

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**[PROPOSED] ORDER ON PRIVATE PLAINTIFFS' MOTION FOR
MODIFICATION OF THE DEADLINE FOR FILING MOTIONS FOR
ATTORNEYS' FEES, EXPENSES, AND COSTS**

Pending before the Court is Private Plaintiffs' Motion for Modification of the Deadline for Filing Motions for Attorneys' Fees, Expenses, and Costs. For good cause shown, the Motion is hereby GRANTED.

It is hereby ordered that any motion for attorneys' fees, expenses, and costs relating to this case will be filed no later than February 28, 2019, unless proceedings in this case are pending before any court on or after January 14, 2019, in which case the deadline for filing any motion for attorneys' fees, expenses, and costs shall be adjourned until further order of the Court. This order is without prejudice to any position taken by any party on the Motion to Dismiss (Dkt. 1107) pending before the Court.

So ORDERED this ____ day of September, 2018.

The Honorable Nelva Gonzales Ramos
United States District Judge